IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.2352 OF 1986

Banswara Syntex Ltd. ..Plaintiffs

Vs.

Bharat Silk Mills ..Defendants

Ms.Rekha Tolat for the plaintiffs

Mr.Narendra Jain i/b S.K.Jain for the defendants

CORAM : S.U.KAMDAR, J
DATED : 24TH FEBRUARY, 2006

P.C.:

1. By an order dt.10.2.06 a written statement was taken on record on condition to pay cost. The said order was not complied with. In that light of the matter, written statement is struck of from the record.

2. The present suit is filed by the plaintiffs on the amount due and payable at the foot of the account. The principal claim is Rs.67,780.98 and interest thereon is Rs.20,895.08. The total claim is 88,676.06. The claim is filed in respect of goods sold and delivered. Plaintiffs have produced original extract of the accounts and copy thereof.

Original books of accounts are returned. The xerox of the same are taken on record and marked Ex.A collectively. In the light of the aforesaid, suit claim of the plaintiff is proved. There shall be decree in favour of the plaintiff and against the defendants for the sum of Rs.88,676.06 with further interest @ 12% p.a. on the principal amount of Rs.67,780.98 from the date of the suit till payment and/or realisation. Suit disposed of. Refund of court fee as per rules.